



STATE OF MICHIGAN

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GOVERNOR

DEPARTMENT OF LABOR & ECONOMIC GROWTH
ROBERT W. SWANSON
DIRECTOR

Michigan Occupational
Safety & Health Administration
(MIOSHA)

OCCUPATIONAL HEALTH STANDARDS COMMISSION MEETING

June 14, 2006--9:30 A.M.

**State Secondary Complex, 7150 Harris Drive, Lansing
General Office Building, Conference Room B**

MINUTES

MEMBERS PRESENT:

Dr. Robert DeYoung, Chairperson
Ms. Margie Vissman, Vice Chairperson
Chief Ricardo Longoria
Mr. Gary Novak
Ms. Margie Faville
Mr. David Glynn
Mr. Satyam Talati
Mr. Ronald Torbert
Mr. John Miller

MEMBERS ABSENT:

None

DEPARTMENT PERSONNEL PRESENT:

Ms. Martha Yoder	Deputy Director, MIOSHA
Mr. John Peck	Director, Management and Technical Services Division
Ms. Marsha Parrott-Boyle	Program Manager, Standards Section
Mr. Robert Pawlowski	Director, Construction Safety & Health Division
Mr. John Brennan	Director, General Industry Safety & Health Division
Ms. Elaine Clapp	Safety & Health Manager, GI Safety & Health Division
Ms. Cindy D. Eicher	Secretary, Standards Section

VISITORS ATTENDING:

Ms. Cynthia Hutchens-Smith

Agenda Item #1—Call to Order and Roll Call

The June 14, 2006 Occupational Health Standards Commission meeting was called to order by Chairperson DeYoung. A roll call was taken and a quorum was present.

Agenda Item #2—Approval of Minutes for December 8, 2005 Meeting

A motion was made by Commissioner Glynn and was seconded by Commissioner Longoria to approve the minutes of the March 8, 2006 Commission meeting.

MOTION CARRIED UNANIMOUSLY.

In order to accommodate the representative from the Ergonomic Advisory Committee item 8 (a) was moved to the top of the agenda.

Agenda Item #8 - Old Business

a. Update from Ergonomics Committee - Sheryl Ulin, Co-Chair

Ms. Sheryl Ulin updated the commission on the Ergonomics Advisory Committee's progress. She shared with the commission that the current proposed ergonomic draft standard is near completion. Ms. Ulin advised that the appendix is referenced in the draft and will be the next focus of the Advisory Committee and with developing other education resources.

Ms. Marsha Parrott-Boyle informed the commissioners that Tycho Fredericks who served as the Committee's liaison to both the General Industry Safety Standards Commission (GISSC) and the Occupational Health Standards Commission (OHSC) was replaced on the GISSC approximately a month ago. She asked if it was the commission would advise if they would like him to continue as the liaison or if they would prefer to select another individual. A motion was made by Commissioner Vissman and was seconded by Commissioner Novak to keep Tycho Fredericks as the Ergonomics Advisory Committee's liaison to both the GISSC and the OHSC.

MOTION CARRIED UNANIMOUSLY.

Agenda Item #3—Standards Section Update—Marsha Parrott-Boyle, Program Manager

Ms. Marsha Parrott-Boyle reviewed with the commissioners in detail the list of the standards awaiting revisions including their order of priority. She indicated that 9 items have been added this year and that all of those are in process. GI Part 8, Portable Fire Extinguishers was recently revised and became effective in May, 2006.

Mr. John Peck reviewed the 2004 Annual Report on Work-Related Asthmas in Michigan [published by MSU, NIOSH, K. Rosenman MD]. Mr. Peck pointed out significant tallies that are available in this report.

Ms. Parrott-Boyle distributed to new commissioners the MIOSHA briefing book which is updated yearly that provides information on accomplishments and significant cases that have occurred in MIOSHA. If the commissioners would like to receive this information yearly they can be added to the distribution mailing list for this publication.

Agenda Item #4—Construction Safety & Health Division Update--Robert Pawlowski, Director

Mr. Robert Pawlowski stated there have been seven fatalities investigated by his division so far in 2006. Mr. Pawlowski informed the commissioners that the Construction Safety & Health Division (CSHD) has conducted 78 combined inspections in the first 6 months of the fiscal year.

Mr. Pawlowski advised that a one day Construction Forum was held on March 6, 2006 at Schoolcraft College. This was a one day event where employers with good safety records and good safety programs were asked to speak on their experiences. This was a very successful event.

Mr. Pawlowski informed the Commission that on May 3, 2006 MIOSHA signed their second partnership in construction. The partnership will cover the Wayne/Detroit Metro Airport North Terminal project being construction under a joint venture, Walbridge Barton Malow. Construction began in April 2006.

Mr. Pawlowski informed the commissioners that the CSHD is concluding interviews for two safety officer positions and is in the process of filling one safety manager and one safety supervisor position.

Agenda Item #5—General Industry Safety & Health Division Update—John Brennan, Director

Mr. John Brennan advised the commissioners that in April 2006 the division received staff training that included training from the attorney general's office on case files, ergonomic issues, telecommunication standard, general duty heat stress violations and training on cranes.

Mr. Brennan stated that since October, 2005 the division has conducted over 100 joint safety and health inspections. The division is in the process of reviewing the employee complaint process. There is a workgroup continuing efforts to update forms being used by both Construction Safety and Health Division and the General Industry Safety and Health Division so that the divisions are more consistent with one another.

The new priority assignments are close to be ready to distribute. The division is taking an initiative to conduct reinspections of employers that had inspections that were closed in 2004. This will allow the division to analyze the impact that the inspection had on the employers.

Mr. Brennan reported that the division has recently participated in the AFL-CIO Annual Conference, the Michigan Association of Timbermen Panel Discussion and the City of Detroit Department Directors meeting.

Agenda Item #6 – MIOSHA Update – Martha Yoder

Ms. Martha Yoder reported that MIOSHA's second "Take a Stand Day" will take place on August 16, 2006. The first priority will be high hazard workplaces that have never had a MIOSHA intervention. There will be no citations and no penalties issues on this day, all enforcement and consultation staff available will participate.

Ms. Martha Yoder provided additional information regarding MIOSHA's youth initiative. MIOSHA completed a mailing of a rights and responsibilities brochure. A larger mailing will take place in the fall and will include vocational schools. Nationwide there were 70 teenage deaths last year and 100,000 emergency room treatments. Michigan had 3 teen fatalities last year which included two 19 year olds and one fifteen year old.

Ms. Yoder advised that there has been a great amount of positive feedback on the MISOHA training CD. MIOSHA would like to develop a similar CD for construction.

Ms. Yoder informed the commissioners that Robert Swanson has been named the Director of the Department of Labor and Economic Growth. The MIOSHA Appeals director position in MIOSHA has been filled by Jim Gordon formerly of the General Industry Safety and Health Division.

MIOSHA has completed the temporary move to downtown Lansing and will be located there until the space in the General Office Building has been remodeled.

Ms. Yoder stated that last month MIOSHA started distributing a comment card to employers and employees requesting feedback on their experience with MIOSHA staff. MIOSHA is beginning to receive comments back which have a 98% positive feedback result.

Ms. Yoder indicated that MIOSHA continue to put as much information on the website as possible, such as General Industry interpretation memos and questions and a standards comparison of MIOSHA and OSHA rules.

Ms. Yoder advised that a CET grant team is being developed to review the applications.

Agenda Item #7--OSHA Update--Cynthia Hutchens-Smith, Area Director

Ms. Cynthia Hutchens-Smith reported that Ed Foulke is the new Assistant Secretary of Labor for OSHA.

Ms. Cynthia Hutchens-Smith reviewed the health standards that were on OSHA's agenda to be changed in the coming year, this information is also available on OSHA's website at www.osha.gov. She advised that OSHA looks for rules that are duplicated, unnecessary or that need updated information.

Agenda Item #8--Old Business

b. Commissioner Margie Faville's appointment on Ergonomics Advisory Committee

Ms. Marsha Parrott-Boyle advised the commissioners that when an advisory committee member is appointed to a commission staff makes sure the commission is aware of the appointment. None of the commissioners had any objections to the dual appointments and there appears to be no conflict of interest.

Agenda Item #9--New Business

a. OH 601 CR-6 Approval to Revise

Due to the adoption of the federal standard on Hexavalent Chromium at the last meeting staff needs permission to open the Construction Standard Part 601 Air Contaminants to reflect the current exposure limit for chromium. Staff would also like to correct a technical problem with units of measurements in the mineral dust chart. This would not change the value just would be a technical update to change the units to units that are used more frequently today.

A motion was made by Commissioner Glynn and was seconded by Commissioner Novak to open Construction Standard Part 601 Air Contaminants and update it to reflect the current exposure limit for chromium and to allow staff to update the chart on mineral dust to units that are commonly used.

MOTION CARRIED UNANIMOUSLY.

b. Application for Ergonomics Advisory Committee – Linda Berry

The commissioners reviewed the application from Linda Berry from UFCW 951 to serve on the Ergonomics Advisory Committee as a labor representative to replace Sandy MacLeod who had to resign. A **motion** was made by Commissioner Faville and was seconded by Commissioner Miller to appoint Linda Berry to the Ergonomics Advisory Committee.

MOTION CARRIED UNANIMOUSLY.

Agenda Item #10—Next Meeting

Next Scheduled Meeting: September 13, 2006
At the General Office Building, 7150 Harris Drive, Lansing
Conference Room B - 9:30 to noon

Agenda Item #11--Public Comment

None

Agenda Item #12--Adjournment

A motion was made by Commissioner Glynn and was seconded by Commissioner Faville that with no further business before the Commission, the meeting be adjourned.

MOTION CARRIED UNANIMOUSLY

Mr. Robert DeYoung, Chairperson

Date